

### III. REMARKS

1. Claims 16-18 remain in the application. Claims 1-15 and 19-23 have been cancelled without prejudice. Claim 16 has been amended.

2. Applicant respectfully submits that claims 16-18 are patentable over Sugita (US 5,915,076) under 35 USC 103(a).

Sugita fails to disclose or suggest adjusting the color components of the desired color by selecting fractional amounts of primary colors according to printed color masses per unit area relations of the primary colors, as recited by claim 16.


There is no disclosure in Sugita related to using printer color masses per unit area to select functional amounts of primary colors to adjust a desired color. Sugita discloses an actual recording condition adjustment means 507 and a quantity determination means 505 but neither of these devices utilize printed color mass relationships to adjust color.

At least for these reasons, Applicant submits that independent claim 16 and dependent claims 17 and 18 are not anticipated by Sugita.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 24-0037.

Respectfully submitted,

  
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3 January 2005  
Date

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Amendment After Final is being transmitted by facsimile to 703-872-9306 on the date indicated below, addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 1/3/2005

Signature: Margaret Minn

Person Making Deposit